IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.189 OF 2000
IN
FIRST APPEAL (ST) NO.16873 OF 2000

Sukhdeo Mahadeo Patole ..Petitioner

V/s.

The Municipal Corporation of Greater Bombay ..Respondent

and

Basantani & anr. ..Contemnors

Mr.P.G.Lad for the petitioner
Ms.A.Y.Sakhare a/w Mr.A.J.Bhor for BMC

CORAM : A.S.OKA, J.

DATE : 10TH APRIL,2007

P.C.

1. Heard advocate appearing for the parties. In the Contempt Petition the breach alleged is of the orders dated 19th June, 2000 & 21st June, 2000 passed by this Court in the First Appeal(ST) No.16873 of 2000. The allegation is that in breach of the ad-interim orders passed by this Court, suit structure of the petitioner was partly demolished by the Municipal Corporation of Greater Bombay.

2. It is not disputed that as per the orders passed by this Court in the pending First Appeal, the suit structure has been permitted to be re-erected and in fact, it has been re-erected.

3. In this view of the matter, it is not necessary to proceed further against the contemnors under the provisions of the Contempt of Courts Act, 1971. Accordingly, notice issued to the contemnors is discharged. Contempt Petition is disposed of.

(**A.S.OKA, J.**)